



RECEIVED  
JUN 3 2008

U.S. Department of Justice

United States Attorney  
Southern District of New York

LORETTA A. PRESKA  
U.S. DISTRICT JUDGE  
S. D. N. Y.

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

June 2, 2008

**BY HAND**

The Honorable Loretta A. Preska  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, New York 10007

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 6/4/08

Re: United States v. Rafael Rivera,  
07 Cr. 1222 (LAP)

Dear Judge Preska:

(1) I write to confirm the adjournment of the pretrial conference in the above referenced matter to September 9, 2008 at 2 p.m.

(2) The Government also requests that the Court exclude time from today until September 9, 2008 pursuant to the Speedy Trial Act. The Government submits that such exclusion is warranted pursuant to 18 U.S.C. § 8161(h)(8)(A). Specifically, the ends of justice outweigh the best interest of the public and the defendants in a speedy trial because the exclusion affords the parties continued time to continue their discussions and work towards pre-trial disposition of this matter, thus helping ensure the effective assistance of counsel. Jeremy Schneider, counsel for the defendant, consents to this request.

Respectfully submitted,

SO ORDERED

*Loretta A. Preska*

LORETTA A. PRESKA  
U.S. DISTRICT JUDGE

June 3, 2008

By:

MICHAEL J. GARCIA  
United States Attorney

*William J. Harrington*  
William J. Harrington  
Assistant U.S. Attorney  
(212) 637-2331

cc by fax: Jeremy Schneider, Esq.  
212-571-5507